

AO 247 (02/08) Order Regarding Motion for Sentence Reduction

**RECEIVED** UNITED STATES DISTRICT COURT  
 USDC, WESTERN DISTRICT OF LA  
 ROBERT H. SHEMWELL, CLERK  
 DATE 3-4-08  
GB  
 for the  
 Western District of Louisiana

United States of America )  
 v. )  
 Terry Donell Buchanan ) Case No: 92-60032-16  
 ) USM No: 08217-035  
 Date of Previous Judgment: 08/24/1993 ) Federal Public Defender  
 (Use Date of Last Amended Judgment if Applicable) ) Defendant's Attorney

**Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)**

Upon motion of ☐ the defendant ☐ the Director of the Bureau of Prisons ☒ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 235 months is reduced to 188 months.

**I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)**

Previous Offense Level: <u>34</u>	Amended Offense Level: <u>32</u>
Criminal History Category: <u>III</u>	Criminal History Category: <u>III</u>
Previous Guideline Range: <u>188</u> to <u>235</u> months	Amended Guideline Range: <u>151</u> to <u>188</u> months

**II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE**

- ☒ The reduced sentence is within the amended guideline range.  
☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.  
☐ Other (explain):

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DATE 3-4-08BY GBTO USPCCUSMCC**III. ADDITIONAL COMMENTS**

The sentence reduction ordered above is subject to the prohibition found in U.S.S.G. 1B1.10(b)(2)(C).  
 Additionally, a ten (10) day STAY is hereby imposed on this order.

Except as provided above, all provisions of the judgment dated 08/24/1993 shall remain in effect.

**IT IS SO ORDERED.**Order Date: 03/03/2008

Effective Date: 03/12/2008  
 (if different from order date)

Richard T. Hawk  
 Judge's signature

Richard T. Hawk, Sr. CHIEF JUDGE  
 Printed name and title